GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Agricultural Marketing Department – AMC Service – Departmental proceedings initiated against Sri S.Khadervali, Ex-Selection Grade Secretary, Agricultural Market Committee, Bhimavarm for certain allegations of irregularities in grant of irregular exemptions on the turnover of Prawn – Article of Charges framed – Inquiry Report received – Orders of APAT in O.A.No.4509/2015, dt:22.04.2016 – Implementation – Orders – Issued.

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AGRICULTURE AND COOPERATION (VIG.II) DEPARTMENT

G.O.RT.No. 732 Dated: 21-11-2017

Read the following:-

1. From the C & DoAM, Hyd. Lr.No.Unit.XI/A/45/2002, dt: 03.2002.
2. G.O.Rt.No.502, Agri. & Coop.(VIG.II) Dept., dt:15.05.2002.
3. From Sri S.Khadervali, Selection Grade Secretary (U/S), Written statement of defence,dt:19.08.2002.
4. Govt. Memo No.4288/VIG.II(1)/2002-9, Dated:03.12.2002.
5. From Sri Md. Israr Ahmed, J.D.M. & Inquiry Officer, Inquiry Report, dt:03.04.2003.
6. Govt. Memo No.4288/VIG.II(1)/2002-13, Dated:23.07.2003.
7. Govt. Memo No.4288/VIG.II(1)/2002-19 Dated:17.04.2004.
8. From Sri S.Khadervali, Selection Grade Secretary (U/S), Representation, dt:31.05.2004.
9. Govt. Memo No.4288/VIG.II(1)/2002-20, Dated:20.08.2004.
10. From Sri S.Khadervali, Selection Grade Secretary, Representation, dt:22.09.2004.
11. Govt. Memo No.4288/VIG.II(1)/2002-21, dt:27.10.2004 and dt:23.04.2005.
12. From C&DoAM, Hyd., Lr.No.DS(2)45/2007,dt:18.08.2010.
13. Hon'ble APAT orders dt:22.04.2016 in O.A.No.4509/2015 filed by Sri S.Khadervali, Selection Grade Secretary(Retd.), AMC, Bhimavaram.
14. Hon'ble APAT orders dt:24.03.2017 in C.A.No.98/2017 in O.A.No.4509/2015 filed by Sri S.Khadervali, Selection Grade Secretary(Retd.), AMC, Bhimavaram.
15. From the Spl. C&DoAM, A.P., Guntur, Lr.No.DS(2)45/2002, dt:29.08.2017.

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In the reference 2nd read above, Charges have been framed against Sri S.Khaderavali, Selection Grade Secretary, Agricultural Market Committee, Bhimavaram on the ground that irregular exemptions on the turnover of prawns for Rs.406.64 Crores from levy of market fee in the name of produce brought from out of area within the state by violating the Act / Rules, Bye-laws and caused loss about Rs.2.03 Crores of market fee to the Agricultural Market Committee, Bhimavaram and also committed another grave irregularity by responding the assessment already ordered by his predecessor Secretary i.e., Sri K.Jaya Raju, during the year 1993 - 94 pertaining to the accounts of M/s. Aswini Fishers, Bhimavaram for which caused loss for Rs.21.08 Lakhs to the Agricultural Market Committee, Bhimavaram.

2. In the reference 3rd read above, the Charged Officer has submitted his written statement of defence denying the charges framed against him. In the reference 4th read above, the Enquiry Officer have been appointed to

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inquiry into the charges. In the reference 5th read above, the Enquiry Officer submitted report that, the charges have been proved. The Enquiry Officer's report has been served on the Accused Officer with a request to submit his explanation if any. Sri S.Khaderavali, Selection Grade Secretary submitted representation vide reference 8th read above and it was examined by the Government. He retired later on dt:30.04.2009. He was permitted to retire from service subject to the disciplinary case pending against him.

3. In the meanwhile, Sri S.Khadervali has filed O.A.No.4509/2015 in the Hon'ble APAT with a request to set-aside the charges framed against him vide G.O.Rt.No.502, dt.15.05.2002 of Agriculture & Cooperation (Vig.II) Department.

4. In the reference 13th read above, the Hon'ble APAT in its orders dt.22.04.2016 have found that, there is in ordinate delay of 14 years in concluding the disciplinary proceedings initiated against Sri S.Khadervali, and set-aside the impugned charge memo. issued vide G.O.Rt.No.502, dt.15.05.2002 through which charges have been framed against Sri S.Khaderavali, Selection Grade Secretary(Retd.) which is also contrary to the judgments of the Supreme Court referred to supra and directed the respondents to release the pension and pensionary benefits which are due to the applicant.

5. Government have examine the orders of Hon'ble A.P.A.T. in O.A.No.4509/2015, dt:22.04.2016 and decided to implement the said orders.

6. Accordingly, Government hereby implement the orders of A.P.A.T. in O.A.No.4509/2015, dt:22.04.2016 by drop further action against Sri S.Khadar Vali, Selection Grade Secretary (Retd.), Agricultural Market Committee, Bhimavaram. The Special Commissioner and Director of Agricultural Marketing, A.P., Guntur is requested to take necessary action to release the pension and pensionary benefits which are due to the applicant.

7. The Special Commissioner and Director of Agricultural Marketing, A.P. Guntur is requested to take necessary action in the matter.

(BY THE ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Special Commissioner and Director of Agricultural Marketing, A.P. Guntur.
Sri S.Khadar Vali, Selection Grade Secretary (Retd.), through the Special Commissioner and Director of Agricultural Marketing, A.P. Guntur.
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// FORWARDED:: BY ORDER //

SECTION OFFICER